

## State of New York Grievance Committee for the Second, Eleventh and Thirteenth Judicial Districts

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March 15, 2017

## PERSONAL AND CONFIDENTIAL

Louis Flores 34-21 77<sup>th</sup> Street, Apt. 406 Jackson Heights, New York 11372

> Re: File No.: K-273-17

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Dear Mr. Flores:

The Grievance Committee received your complaint dated March 3, 2017, against the Assistant United States Attorney who was involved in your lawsuit against the United States Department of Justice in the Eastern District of New York.

Please be informed that the function of the Grievance Committee is to investigate and prosecute acts of professional misconduct committed by attorneys. If there is a sufficient basis to conduct an investigation, the Committee will do so. Otherwise, no action will be taken. However, there are instances where the Committee may decline to pursue an investigation due to other contributing factors.

After a review of your letter and its exhibits, it has been determined that the allegation you raise - essentially that the subject attorney "misled the court" in a declaration that was submitted in the course of the litigation – was more appropriate for resolution by the court where that matter was pending, or through appellate review. Therefore, although your efforts are appreciated, it has been determined that an investigation by the Committee is not warranted.

If you believe that your legal rights need protection, you should consult with an attorney of your own choosing to discuss what if any remedies may be available. The Committee may not give you legal advice or act as your attorney. At the conclusion of all legal proceedings, if a decision is rendered indicating a finding of misconduct on the part of the subject attorney, you may renew your complaint with the Committee for further consideration.

Very truly yours,

Mark F. DeWan

Deputy Chief Counsel

MFD/ss

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